

RESOLUTION NO. 2009-121

A RESOLUTION OF THE LODI CITY COUNCIL AUTHORIZING THE  
CITY MANAGER TO EXECUTE AN AMENDED AND RESTATED THIRD  
PHASE AGREEMENT WITH THE NORTHERN CALIFORNIA POWER AGENCY  
FOR THE WESTERN GEOPOWER INC. RENEWABLE ENERGY POWER  
PURCHASE AGREEMENT

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.WHEREAS, on February 20, 2008, the City Council authorized a Third Phase Agreement with the Northern California Power Agency (NCPA) for the Lodi Electric Utility (LEU) to buy energy from NCPA that NCPA would buy from Western GeoPower, Incorporated (WGI); and

WHEREAS, WGI is unable to deliver energy for the previously agreed price of \$98 per megawatt-hour; and

WHEREAS, NCPA and WGI wish to increase the purchase price to \$117 per megawatt-hour, and NCPA anticipates full subscription by NCPA members at the higher price; and

WHEREAS, LEU no longer wishes to participate in the purchase from WGI due to the price increase.

NOW, THEREFORE, BE IT RESOLVED by the Lodi City Council that the City Manager is hereby authorized to execute an Amended and Restated Third Phase Agreement with NCPA withdrawing LEU from participation in the WGI power purchase agreement, in substantially the form presented with such non-substantive revisions recommended by the Electric Utility Director; and

BE IT FURTHER RESOLVED that the Electric Utility Director is hereby authorized to implement such Agreement.

Dated: September 2, 2009

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I hereby certify that Resolution No. 2009-121 was passed and adopted by the City Council of the City of Lodi in a regular meeting held September 2, 2009, by the following vote:

AYES: COUNCIL MEMBERS – Hitchcock, Katzakian, and Mayor Hansen

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – Johnson and Mounce

ABSTAIN: COUNCIL MEMBERS – None

  
RANDI JOHL  
City Clerk